

Do you have concerns regarding plumbing products?

by Mike Beckwith, Safety and Buildings Division Products Reviewer

The Safety and Buildings Division would like to hear any concerns you may have regarding plumbing products used in Wisconsin. Let's talk them over.

Recently I was told consumers are not satisfied with the amount of water they get from wall hydrants that are being installed. The wall hydrants were said to not produce enough water to "adequately" water the garden or lawn, especially when more than one sprinkler is used at one time. Also, the person did not like getting sprayed by water when they shut off the hydrant. More about hydrants in a moment.

First, let me tell you how S&B has opportunities

to do something about some of the concerns you may have.

The question can be dealt with through code changes or with changes to the national standards the products conform to. Code changes are handled

continued on page 7

Better late than... Latest area list for WQM letters

Last February, the WPCR presented information about Water Quality Management letters which are needed in certain areas of the state to make sewer connections or extend/create sewers.

An updated listing to the affected areas was promised for March. Didn't happen; the new list wasn't available. Wasn't available in April, either. Then, the matter got put aside, then, forgotten.

The updated list of municipalities needing WQM letters is on pages 10 and 11 of this *WPCR*. Notice that a few areas listed (in *italics*) do not now need letters, but will in the future, with estimated effective dates provided.

An explanation of WQM letters and a decision tree for helping resolve whether a letter is needed for a project were on pages 14 and 15 of the February 1999 *WPCR*. The information is also on the S&B WebSite, <http://www.commerce.state.wi.us/SB-PlumbingWQMExplanation.html>



Inside this *WPCR*

| | |
|------------------------------|---------|
| Contact Info | page 2 |
| New Plumbing Staff | page 3 |
| Tribute to Cletus Hunt | page 3 |
| Advertising for con ed | page 4 |
| Relief valve discharge | page 6 |
| Event calendar | page 7 |
| Con ed info | page 8 |
| Mandated sewer hookups | page 9 |
| WQM letters | page 10 |

Wisconsin Plumbing Codes Report

Safety and Buildings Division, Department of Commerce

Volume 15 No. 10

October 1999

Safety and Buildings Offices

Green Bay Office
2331 San Luis Pl #150
Green Bay WI 54304
920-492-5601
Fax 920-492-5604
greenbaysch@commerce
.state.wi.us

Hayward Office
10541 N. Ranch Rd.
Hayward WI 54843
715-634-4870
Fax 715-634-5150
haywardsch@commerce
.state.wi.us

La Crosse Office
2226 Rose St
La Crosse WI 54603
608-785-9334
Fax 608-785-9330
lacrossesch@commerce
.state.wi.us

Madison Office
201 W Washington Ave
PO 2658
Madison WI 53701
608-266-3151
Fax 608-261-6699
madisonsch@commerce
.state.wi.us

Shawano Office
1340 E Green Bay St #300
Shawano WI 54166
715-524-3626
Fax 715-524-3633
shawanosch@commerce
.state.wi.us

Waukesha Office
401 Pilot Ct # C
Waukesha WI 53188
414-548-8600
Fax 414-548-8614
waukeshasch@commerce
.state.wi.us

Plan Review Scheduling

For plan review scheduling for Plumbing and Buildings, call the S&B office numbers listed above, or contact the email address shown. Fax scheduling is possible. Information about the project will be needed to schedule the plan review. Any of the offices can schedule the first appropriate plan review available statewide.

Plan review for Private Onsite Wastewater Treatment Systems is provided on a first-come, first-served basis. Contact one of the offices for information.

Direct comments, address, suggestions for articles, etc., to Todd Taylor. Fax 608-264-8795. Telephone 608-267-3606.
ttaylor@commerce.state.wi.us/
Madison mailing address above.

Sample S&B email address: tbraun@commerce.state.wi.us

Plumbing Consultants

Tim Joyce Madison 608-825-4724
Don Kay Green Bay 920-834-3093
Don Oremus Pelican Lake 715-487-6123
Jim Wehinger Friendship 608-339-7430
Jim Zickert Eldorado 920-872-2656

Plumbing Plan Reviewers

Ryan Boebel Madison 608-261-6535
Herman Delfosse La Crosse 608-789-5535
Tom Devereaux Hayward 715-634-3026
Wes Grube Green Bay 920-492-5613
Dan Kraft Madison 608-266-8075
Ken Pertzborn Madison 608-267-2242
Mary Pfaff Waukesha 414-548-8604
Dave Russell Madison 608-267-3605
Robert Samuels Waukesha 414-548-8634
Curt Wendorff Shawano 715-526-9056

Plumbing Products Reviewers

Mike Beckwith Madison 608-266-6742
Dan Jensen Madison 608-267-5265
Glen Schlueter Madison 608-267-1401

POWTS Plan Reviewers

Tom Devereaux Hayward 715-634-3026
Wes Grube Green Bay 920-492-5613
Julia Lewis Waukesha 414-548-8638
Pete Pagel Madison 608-266-2889
Mary Pfaff Waukesha 414-548-8604
Jim Quinlain Madison 608-266-3937
Pat Shandorf Hayward 715-634-7810
Jerry Swim La Crosse 608-785-9348
Keith Wilkinson Shawano 715-524-3630

POWTS Wastewater Specialists

Heidi Ferguson Stevens Point 920-779-4818
Ross Fugill Shawano 715-524-3629
Leroy Jansky Chippewa Falls 715-726-2544
Carl Lippert Hayward 715-634-3484
Karl Schultz Oshkosh 920-424-3311
Dennis Sorenson La Crosse 608-785-9336
Duane Steiner West Baraboo 608-355-3159
Allen Wendorf Madison 608-873-5476

Internet

For plumbing and POWTS information (and more) on the Safety and Buildings Division WebSite, visit <http://www.commerce.state.wi.us/Com-Safety-and-Buildings.html>

The Department of Commerce does not discriminate on the basis of disability in the provision of services or in employment. If you need this printed material interpreted or in a different form, or if you need assistance in using this service, please contact us, 608-266-3151, TTY 608-264-8777.

New plumbing staff

The Safety and Buildings Division has hired three “veterans” to work in the plumbing program.

Ken Pertzborn, a former S&B plumbing consultant in the northwest part of the state, is now a plumbing plan reviewer in the Madison office. Recently he had been a plumbing instructor at Indianhead Technical College in Rice Lake. Pertzborn may be contacted at 608-267-2242, kpertzborn@commerce.state.wi.us. He is a master plumber, a UDC-plumbing inspector, and a cross connection device tester.

Tom Devereaux is now a plumbing plan reviewer in Hayward. 715-634-3026 is his telephone number, tdevereaux@commerce.state.wi.us is his email address. Devereaux, a master plumber, soil tester, and plumbing systems designer, has been a plumbing contractor in the Rhinelander area for about 23 years.

The newest plumbing plan reviewer in Waukesha is Robert Samuels, who has worked in the industry for about 40 years. A plumbing contractor for over 25 years, Samuels also had a stint as a plumbing inspector. He has been an instructor for continuing education computer classes since 1994. His telephone number is 414-548-8634, email is rsamuels@commerce.state.wi.us. Samuels is a master plumber, a UDC-plumbing inspector, and a UDC-construction inspector.

The *WPCR* is a monthly publication delivered to about 9,400 people as part of their certification, license, or registration with the Wisconsin Department of Commerce, Safety and Buildings Division. Subscriptions are also available.

SBD 8340P

Subscription requests and address changes can be sent to Material Orders, PO Box 2509, Madison, WI 53701. Fax 608-261-6699. Telephone 608-267-4405.

Subscriptions are \$20, payable in advance to the Safety and Buildings Division for 12 monthly issues.

A tribute to Cletus E. Hahn 1919-1999

by Ryan Boebel, S&B Plumbing Plan Reviewer

I would like to take a moment to pay homage to Cletus Hahn, a man that spent his life working in the plumbing field, and is partially responsible for getting me started in the plumbing trade.

In 1958, Cletus Hahn and William Novinski started H & N Plumbing and Heating in the small southwestern Wisconsin City of Fennimore. Sadly, in 1970, Mr. Novinski was killed in a car accident, and Cletus assumed total ownership of H & N.

Prior to the 1982 sale of his business to his son and two sons-in-law, Cletus played a large role in initiating the Southwest Wisconsin Plumbing Apprenticeship Board. For his many years of voluntary work on this board, Cletus was given the honor of being chosen to the Bureau of Apprenticeship Hall of Fame in January of 1995.

I began working at H & N in the summer of 1988. Although this was after Cletus had sold the company, he still showed up almost every morning at 7 a.m. I have many memories of Cletus. In retrospect, one of the more humorous memories, was that whenever the shop would be installing something that was out of the normal flow of business, you could bet the box would be opened before you were on the jobsite. It didn't take long to realize Cletus had opened the box and removed the directions for installation. Now, you would have to call the shop to talk to him so he could answer your questions. He still had his hands on the business. It was aggravating and hard to understand at the time, but after I left the shop and moved to the Fox River Valley in 1992, I realized how lucky I am to have known Cletus as an employer and a friend.

About a year after I left H & N, Cletus was diagnosed with cancer. He battled the disease for approximately six years. I hope anyone who either worked for or associated with Cletus understood underneath that gruff shell was a gentleman who would do whatever he could to help you out.

Farewell, Cletus, and thank you.

Advertising space for continuing education classes

These pages exhibit the two kinds of advertising available in the "Wisconsin Plumbing Codes Report" and the "Wisconsin Buildings Codes Report."

Advertising is only accepted for continuing education classes approved by the Safety and Buildings Division.

Fees for display advertising such as the C&I Safety or City of Madison ads range from \$40 for a quarter page to \$160 for a full page.

Text classified-style advertising like those on the next page are free.

The two publications are produced monthly, with deadlines approximately a month before they reach the readers.

The WBCR is provided to most people who hold inspector credentials with S&B, to people with fire sprinkler credentials, to all Wisconsin fire departments, to about 400 frequent building plan review submitters, plus to subscribers - about 4200 total.

| OSHA SAFETY FOR PLUMBERS | | | | | |
|--|---------------------|----------------------|-----------------|-------------|--|
| COURSES | <u>Credit Hours</u> | <u>Class Time(s)</u> | <u>Course #</u> | <u>Cost</u> | |
| <input type="checkbox"/> The Basics-Intro to OSHA, Electrical & Fall Protection | 4½ | 8:00 - 12:30 a.m. | 95-1146 | \$ 70.00 | |
| <input type="checkbox"/> Chemical Safety for Plumbers | 2 | 1:30 - 3:30 p.m. | 278 | \$ 30.00 | |
| <input type="checkbox"/> Fall Protection, Aerial Lifts, Scaffolding & Ladders | 4 | 4:30 - 8:30 p.m. | 95-0821 | \$ 65.00 | |

| LOCATIONS | |
|---|---|
| <input type="checkbox"/> RACINE Nov. 10, 1999 <i>Registration Cut-Off 11/03/99</i> | <input type="checkbox"/> LAKE GENEVA Nov. 18, 1999 <i>Registration Cut-Off 11/08/99</i> |
| <input type="checkbox"/> RHINELANDER Dec. 02, 1999 <i>Registration Cut-Off 11/17/99</i> | <input type="checkbox"/> APPLETON Dec. 09, 1999 <i>Registration Cut-Off 11/24/99</i> |

☐ **RACINE Dec. 29, 1999**
Registration Cut-Off 12/15/99
 A 30% additional surcharge will be added for this class which is offered during the holidays

REGISTRATION CONFIRMATIONS, WITH SEMINAR LOCATIONS AND DIRECTIONS WILL BE SENT BY MAIL OR FAXED .
The course numbers listed are approved by the Department of Commerce for continuing education for all categories of full license Master, Journeyman Plumbers, Restricted Appliance and Service (Sewer) , Plumbing Inspectors I & II.

| | | | |
|-----------------|-----------------|---------|--|
| Company | | | |
| Mailing Address | | | |
| City | State | Zipcode | |
| Phone No. | Fax No. | | |
| Attendee's Name | Attendee's Name | | |

REPRODUCE THIS FORM, IF MORE REGISTRATION SPACE IS NEEDED FOR ADDITIONAL NAMES.

☐ PAYMENT IS ENCLOSED
 ☐ PURCHASE ORDER ENCLOSED.
 I UNDERSTAND THAT FULL PAYMENT IS DUE PRIOR TO CLASS DATE.

⇨ **CLASS SIZE IS LIMITED** ⇨ **PRE-REGISTRATION IS REQUIRED, EITHER FAX OR MAIL IN THIS FORM** ⇨

NO SHOWS ARE NOT ENTITLED TO A REFUND.

PLEASE RETURN THIS REGISTRATION FORM WITH YOUR PAYMENT OR PURCHASE ORDER TO:

C & I SAFETY, 1201 SOUTH OHIO STREET, RACINE, WI 53405 800/461-8851 FAX 414/633-8853

State administrative codes and the code update service may be purchased by contacting state Document Sales, 608-266-3358, or 800-362-7253, for credit card purchases. ♦ ♦ ♦ ♦ ♦ ♦

The WPCR serves people holding plumbing licenses, certifications, and registrations, and to subscribers - about 9400 total.

Both publications are available on the S&B WebSite, <http://www.commerce.state.wi.us/SB-Publications.html>.

For information, contact Todd Taylor, 608-267-3606, ttaylor@commerce.state.wi.us.

Cross Connection, 82.44: Nov. 17, 1999, Comfort Suites, 1951 Bond St., Green Bay, \$17.50, three hours for MP, JP, JPRA, MPRA, UDCPI, Contact Steve Terrien, 920-498-9515, after 5 p.m..

Backflow Tester Accreditation: Jan. 11-14, and May 23-26, 2000, Indianhead Tech, New Richmond. Passing the written test provides testing accreditation in Wisconsin and six other states. 32-hour class is \$595. First 12 hours also good for con ed credit for MP, JP, MPRA, JPRA, MPRS, and UDCPI. Contact CIE, Inc, 800-383-5468.

Continuing education for plumbers: Gas Water Heaters - Presented three times, Nov. 9, Dec. 7, and Dec. 28, 1999, for three hours for MP, JP, MPRA, JPRA, UDCPI. Apprentices welcome. Eau Claire area. Contact Bill Nemitz after 6 p.m., 715-834-8813.

Wisconsin and National Plumbing Codes: Presented three times, Nov. 10, Dec. 8, and Dec. 29, 1999, for three hours for MP, JP, MPRS, JPRA, JPRS, UDCPI. Apprentices welcome. Eau Claire area. Contact Bill Nemitz after 6 p.m., 715-834-8813.

Questions about your continuing education credits?

Check the mailing address back page for a printed line giving your status for plumbing-related S&B certifications, licenses, and registrations.

Or, call the Credentialing Section, 608-261-8500.

City of
Madison



Plumbing Seminar

For three hours continuing education for master/journeymen plumbers and UDC plumbing inspectors.

When:

Nov. 3, 1999
5:00 pm 8:30 pm

Where:

Olbrich Botanical Gardens
3330 Atwood Ave.
Madison

Mail To:

Harry Sulzer
Inspection Unit
PO Box 2984
Madison, WI 53701-2984

**Registration for Plumbing Seminar
Combination Waste and Vent Systems**

Name _____

Address _____

Must be received by October 27

COST: \$30 PER PERSON (INCLUDES DINNER)

Where should elevated water heater relief valves discharge?

by Robert L. Samuels, S&B Plumbing Plan Reviewer, 414-548-8634, rsamuels@commerce.state.wi.us

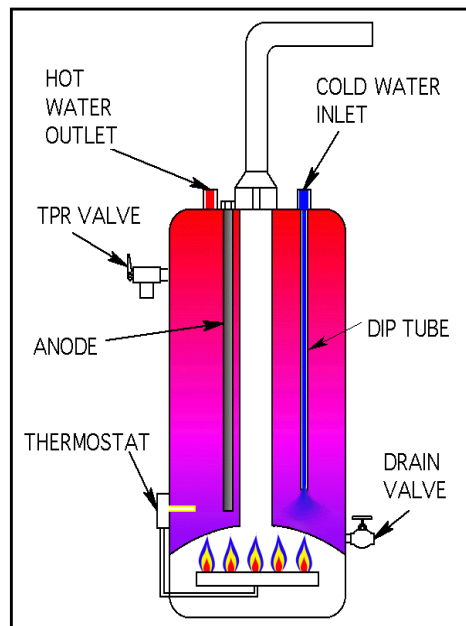
Situation: A restroom in a public building with the water heater placed on a platform above the ceiling tiles (the heater is in a separate enclosure). The water heater is approximately 9 to 10 feet higher above the floor than normal.

Question: What should be done with the discharge from the relief valve?

1. Should it discharge to a pan under the water heater?
2. Should it discharge inside a wall, solid-piped from the relief valve, to the floor below?
3. Should it discharge to a site drain above the ceiling tiles?

Answers: 1. A relief valve can discharge to a pan located under the water heater. However, the pan must be an approved receptor made of approved materials with a minimum 1 ½-inch diameter drain opening to accept the discharge of the water heater relief valve. If not properly installed, a potentially dangerous situation can develop. The drains on the pans are generally one-inch or less in diameter, and less than two inches deep. The heater usually occupies more than ½ the area of the pan. If the thermostat malfunctions on the heater, and the water becomes superheated to the point where the relief valve does discharge, steaming hot water will blow out of that relief discharge at a high rate. Most pans are not designed to handle that situation. The heater pans are generally designed as protection in the event the heater develops a leak. Therefore, the receptor must be sized to handle this discharge.

2. When the heater is in a separate enclosure, it is not allowed to run the indirect waste line from the relief valve to the floor below. Per Comm. 82.40(5)(d)5f, the relief valve must discharge to a receptor within the room or enclosure where the heater is located. If the heater was in the same enclosure, it would be acceptable. In other words while standing in the room, you should be able to look down, see the relief valve discharge end, and look up to see the water heater. If it is above ceiling tiles, you cannot see it; it is not within the same enclosure.



3. Discharging to a site drain or local waste located above the ceiling tiles is an approved method. The receptor should have a high enough standpipe so as to prevent overflow. The local waste pipe must be sized at 1 ½ inches minimum, be made of materials approved for drain piping, and trapped. The local waste piping shall discharge to an

approved receptor or a floor drain.

For more information, contact any of the plumbing plan reviewers or plumbing consultants listed on page two of this WPCR.

Safety and Buildings-related codes are on the Internet
<http://www.legis.state.wi.us/rsb/code/comm>

Not all codes are available electronically. Paper copies may be purchased from Document Sales, 800-362-7253, for credit card purchases, or 608-266-3358.

Event Calendar

Oct. 26, 1999 - Tuesday - **Energy Conservation** -
8:30 a.m. to 3 p.m. - WHEDA Building, Rm. 3B,
201 W Washington Ave., Madison - Diane
Meredith, 608-266-8982, dmeredith@commerce.
state.wi.us

Nov. 3, 1999 - Wednesday - **Uniform Dwelling
Code Council** - 9:30 a.m. to 2:30 p.m. - WI
Builders Association, 4868 High Crossing Blvd.,
Madison - Duane Hubeler, 608-266-1390,
dhubeler@commerce.state.wi.us

Nov. 11, 1999 - Thursday - **Commercial Building
Code Council** - 9 a.m. to 3 p.m. - UW Madison Ag
Research Station, 8502 Mineral Point Rd, Verona -
Sam Rockweiler, 608-266-0797, srockweiler@
commerce.state.wi.us

Nov. 16, 1999 - Tuesday - **HVAC Code Council** -
8:30 a.m. to 2 p.m. - WHEDA Building, Rm. 3C,
201 W Washington Ave., Madison - Jean
MacCubbin, 608-266-0955, jmaccubbin@
commerce.state.wi.us

Contact the listed Code Consultant for information on the
meetings agenda, locations, etc. If you have questions
concerning technicalities of the codes which are the subjects
of the meetings, contact consultants and reviewers listed on
page 2 of this *WPCR*.

Nov. 18, 1999 - Thursday - **Plumbing Advisory
Code Council** - 8:30 a.m. to 2 p.m. - WHEDA
Building, Rm. 3B, 201 W Washington Ave.,
Madison - Jean MacCubbin, 608-266-0955,
jmaccubbin@commerce.state.wi.us

Nov. 30, 1999 - Tuesday - **Energy Conservation** -
8:30 a.m. to 3 p.m. - WHEDA Building, Rm. 3B,
201 W Washington Ave., Madison - Diane
Meredith, 608-266-8982,
dmeredith@commerce.state.wi.us

Dec. 8, 1999 - Wednesday - **Multifamily
Dwelling Code Council** - 9:15 a.m. to - 3 p.m. -
Wisconsin Builders Association, 4868 High Crossing
Blvd, Madison - Sam Rockweiler, 608-266-0797,
srockweiler@commerce.state.wi.us

Concerns regarding plumbing products?

continued from page 1

within the division through administrative rule change
procedures, with assistance from a Plumbing Code
Advisory Committee. Changes to national standards
can be proposed through division staff who are
members of national standards committees.

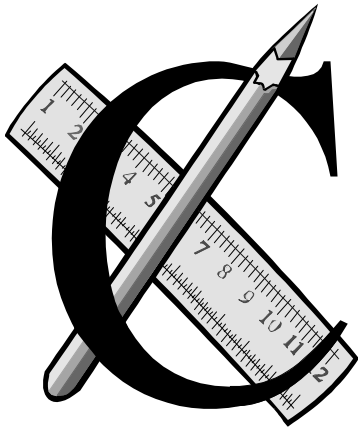
We are fortunate in that S&B has representation
on committees of the American Society of Sanitary
Engineering, the American Society for Materials and
Testing, the National Sanitation Foundation
International, and the Water Quality Association. As
committee members, we have the opportunity to
submit changes to present standards, as well as
standards that are being developed.

To get back to the wall hydrant discussion: The
water flow from wall hydrants is governed by
national standards that the hydrants meet. The
standard that Wisconsin adopted requires hydrants

with a 3/4-inch hose thread size to provide a
minimum water flow of six gallons per minute with a
maximum pressure drop of 25 p.s.i. through the
hydrant. This does not mean that 25 p.s.i. is
required for the hydrant to operate properly. It does
indicate that if you want the highest flow of water
from a hydrant, an installer can obtain flow rates of
hydrants from different manufacturers, and then
choose the one they want. Of course, there has to
be adequate pressure to supply the hydrant.

Getting wet when shutting off the hydrant can be
avoided by leaving open the nozzle at the end of the
hose, so pressure doesn't cause water to spit back
from the vent ports.

You can send your written comments regarding
plumbing products to: Mike Beckwith, Division of
Safety and Buildings, PO Box 7162, Madison, WI
53707. If you care to email them, you can send
them to mbeckwith@commerce.state.wi.us.



Continuing Education is on the way.

Hopefully, you looked at course information and the registration form in last month's *WPCR*. As promised, here are the locations and dates for upcoming Safety and Buildings Division continuing education classes. Come prepared to learn and share in some of the newest technology. See you there!

MADISON – December 9, 1999
Dane County Exposition Center 608-267-3976
1919 Expo Way
Madison, WI 53713

STEVENS POINT – December 14, 1999
Holiday Inn Convention Center 715-341-1340
1501 N. Point Dr.
Stevens Point, WI 54481

RHINELANDER – December 16, 1999
Holiday Inn 715-369-3600
668 W. Kemp St.
Rhineland, WI 54501

HAYWARD – January 11, 2000
Country Inn & Suites 715-634-4100
Hwy 27 South
Hayward, WI 54843

EAU CLAIRE – January 13, 2000
Ramada Conference Center 1-800-482-7829
1202 W. Clairmont Ave
Eau Claire, WI 54701

PLATTEVILLE – January 20, 2000
Governor Dodge Motor Inn 608-348-2301
Highway 151, P.O. Box 658
Platteville, WI 53818

GREEN BAY – February 8, 2000
Regency Suites 920-432-4555
333 Main St.
Green Bay, WI 54301

FOND DU LAC – February 9, 2000
Holiday Inn & Holidome 920-923-1440
625 W. Rolling Meadows Dr.
Fond du Lac, WI 54937

MAUSTON – February 15, 2000
Alaskan Motor Inn 608-847-5609
531 State Rd 82
Mauston, WI 53948

PEWAUKEE – February 17, 2000
Country Inn Hotel 414-547-0201
2810 Golf Road
Pewaukee, WI 53072

More information and the registration form were printed in the September *WPCR*, pages 18-19. The same is available on the S&B WebSite, <http://www.commerce.state.wi.us/SB-Plumbing1999Classes.html>. For registration information, contact Sue Hansen, 608-261-8501, shansen@commerce.state.wi.us.

Mandated sewer hookup language removed via code change proposal which went to committee

by Roman Kaminski, S&B POWTS Program Manager,
715-345-5334, rkaminski@commerce.state.wi.us

In December of last year, the state legislative Committee for Review of Administrative Rules temporarily suspended a portion of Comm 83.03(2). The rule subsection mandated abandonment of a private sewage system once public sewer is available to the premises served.

In June of this year, a public hearing was held on a rule revision proposal which would permanently repeal the suspended subsection.

A code revision package, known formally as Clearinghouse Rule #99-080, was recently forwarded for consideration by the Assembly Committee on Natural Resources and the Senate Committee on Agriculture, Environmental Resources and Campaign Finance Reform.

Current law assigns the responsibility of making a determination of when sewer service is available to local governmental units, including town sanitary districts and metropolitan sewerage districts. The law gives the local governmental units broad powers to order hook-up to their sewer service (even if the existing private sewage system is code compliant). There is no need for the Comm 83 POWTS code to duplicate local powers and add confusion.

In addition to repealing the mandate to connect to public sewer code language, this rule package clarifies what the requirements are if certain components of an existing private sewage system such as a subsurface tank or pit are abandoned.

Following is the draft language sent to the legislature for consideration: The Wisconsin Department of Commerce proposes an order to repeal s. Comm 82.10 (7) and 83.01(2)(b); renumber ss. Comm 82.10(8) to (15) as Comm 82.10 (7) to (14) and Comm 83.01 (2)(c) to (f) as Comm 83.02 (2)(b) to (e); and repeal and recreate Comm 83.03(2), relating to private sewage systems.

Analysis of Proposed Rules: Statutory authority: ss. 101.02 (1), 101.63 (1), 101.73 (1), 101.82 (1) and 145.02 (3), Stats., Statutes interpreted: ss. 145.02 (2), Stats.

Under s. 145.02, Stats., the Department of Commerce has the responsibility of the proper siting, design, installation, inspection, and maintenance of private sewage systems. This rule revision relates to an action of JCRAR on December 8, 1998 suspending the first two sentences of s.

Comm 83.03 (2) regarding the current mandate to abandon a private sewage system once public sewer service is available to the premises served.

This revision would repeal the portions of the current rules that require owners of private sewage systems to discontinue use of such systems and connect to public sewer when public sewer becomes available. This revision repeals and recreates s. Comm 83.03 (2) to clarify the requirements for abandonment of subsurface tanks or pits no longer in use. In addition, a note containing statutory text has been added to indicate the authority provided to municipalities and sanitary districts in requiring connection to public sewer.

SECTION 1. Comm 82.10 (7) is repealed.

SECTION 2. Comm 82.10 (8) to (15) are renumbered as Comm 82.10 (7) to (14).

SECTION 3. Comm 83.01 (2) (b) is repealed.

SECTION 4. Comm 83.01 (2) (c) to (f) are renumbered as Comm 83.01 (2) (b) to (e).

SECTION 5. Comm 83.03 (2) is repealed and recreated to read:

Comm 83.03 (2) ABANDONMENT. A subsurface tank or pit that is no longer used as part of a private sewage system shall be abandoned by complying with all of the following:

(a) Disconnecting all piping to the tanks and pits. (b) Sealing all disconnected piping to the tanks and pits in accordance with s. Comm 82.21 (2) (h). (c) Pumping and disposing of the contents from all tanks and pits. Note: The disposal of the contents from septic tanks, treatment tanks, distribution tanks, seepage pits and holding tanks is addressed in ch. NR 113 which is administered by the department of natural resources. (d) Removing all tanks or removing the covers of the tanks or pits and filling the tanks and pits with soil, gravel or an inert solid material.

Note: Pursuant to s. 281.45, Stats., municipalities and sanitary districts may determine the availability of, and require connection to, public sewers. Section 281.45, Stats., reads in part: "HOUSE CONNECTIONS. To assure preservation of public health, comfort and safety, any city, village or town or town sanitary district having a system of waterworks or sewerage, or both, may by ordinance require buildings used for human habitation and located adjacent to a sewer or water main, or in a block through which one or both of these systems extend, to be connected with either or both in the manner prescribed. If any person fails to comply for more than 10 days after the notice in writing the municipality may impose a penalty or may cause connection to be made, and the expense thereof shall be assessed as a special tax against the property."

Effective date: Pursuant to s. 227.22 (2) (intro.), Stats., these rules shall take effect on the first day of the month following publication in the Wisconsin Administrative Register.

Areas needing Water Quality Management letters and the corresponding planning agencies to obtain the letters (see page 1).

This is an update to 82.20(4) (Appendix).

Agency

East Central Wisconsin Regional Planning Agency
132 Main Street
Menasha, WI 54952
920-751-4770

Dane County regional Planning Commission
217 South Hamilton Street, Room 403
Madison, WI 53703
608-266-4137

Brown County Planning Commission
100 N. Jefferson Street, Room 608
Green Bay, WI 54301
920-448-3400

Southeastern Wisconsin Regional Planning
916 North East Avenue
PO Box 1607
Waukesha, WI 53187-1607

West Central Wisconsin Regional Planning
800 Wisconsin Street
Eau Claire, WI 54703-3606
715-836-2918

St. Croix County Planning Department
1101 Carmichael Road
Hudson, WI 54016
715-386-4673

Rock County Planning Agency
51 South Main Street
Janesville, WI 53547
608-757-5310

LaCrosse/Onalaska Office of City Engineer
400 LaCrosse Street
LaCrosse, WI 54601
608-789-7505

Areas Served

Counties of Calumet, Fond du Lac, Green Lake, Marquette, Menominee, Outagamie, Shawano, Waupaca, Waushara, Winnebago

County of Dane

County of Brown

Counties of Kenosha, Milwaukee, Ozaukee, Racine, Walworth, Waukesha, Waushington

Cities of Altoona, Chippewa Falls, Eau Claire, *River Falls (est. July 2000;*, Towns of Brunswick, Hallie, Lafayette, Seymour, Tilden, Union, Washington

City of Hudson; Towns of Hudson, St. Joseph, Troy; Village of N. Hudson; Western 1/2 of Town of Warren

Cities of Janesville and Beloit; Towns of Beloit, Harmony, Janesville, La Prairie, Rock, Turtle; Village of Clinton

Cities of LaCrosse, Onalaska; Towns of Shelby, Campbell

Portage County Planning Department
1516 Church Street
Stevens Point, WI 54481
715-346-1334

City of Stevens Point; Villages of Plover, Park Ridge,
Whiting; Towns of Hull, Linwood, Plover

Marathon County Planning Department
210 River Drive, Wausau, WI 54403-5449
715- 261-6040

Cities of Wausau, Schofield; Towns of Maine,
Stettin, Texas, Wausau, Weston, Kronenwetter, Rib
Mountain, Rothschild; Village of Weston

Wood County Planning
400 Market Street
Wisconsin Rapids, WI 54495
715-421-8466

Cities of Nekoosa, Wisconsin Rapids; Towns of
Grand Rapids, Port Edwards, Rudolph, Saratoga,
Seneca, Sigel; Villages of Biron, Port Edwards,
Rudolph

Dunn County Land Conservation
390 Red Cedar Street, Menomonie, WI 54751
715-232-1496

City of Menomonie

Oconto County Office of Land Use and Zoning
310 Washington Street
Oconto, WI 54153-1621
920-834-6827

City of Oconto; Towns of Abrams, Little River, Little
Suamico, Pensaukee, Stiles, Oconto

North Central Wisconsin Regional Planning
407 Grant Street
Wausau, WI 54403
715-261-6565

Cities of Marshfield (Est. July 2000), Merrill

Sauk County Planning & Zoning
505 Broadway, Baraboo, WI 53913
608 355-3285

City of Baraboo (Est. July 2000)

City of Superior Administrative Engineer
1407 Hammond Avenue
Superior, WI 54880
715-394-0691

City of Superior

Sturgeon Bay Utilities
P.O. Box 259 230 East Vine Street
Sturgeon Bay, WI 54235
920-746-2820

City of Sturgeon Bay

Bay-Lake Regional planning Commission
211 N. Broadway, Suite 211
Green Bay, WI 54303-2757
920-448-2820

Cities of Marinette, Sheboygan, Sheboygan Falls,
Manitowoc and Two Rivers (est. Jan. 2000);
Towns of Peshtigo, Porterfield, Wilson, Lima,
Sheboygan, Sheboygan Falls; Village of Kohler

WPCR - October 1999
Safety and Buildings Division
201 W Washington Ave
PO Box 2509
Madison WI 53701

ADDRESS SERVICE REQUESTED

Bulk Rate
U.S. Postage
PAID
Permit No.
880
Madison WI